

Message

From: Mutter, Andrew [mutter.andrew@epa.gov]
Sent: 4/12/2018 10:29:15 PM
To: Smidinger, Betsy [Smidinger.Betsy@epa.gov]; Benevento, Douglas [benevento.douglas@epa.gov]; Thomas, Deb [thomas.debrah@epa.gov]; Bohan, Suzanne [bohan.suzanne@epa.gov]; Hestmark, Martin [Hestmark.Martin@epa.gov]; Vranka, Joe [vranka.joe@epa.gov]; Murray, Bill [Murray.Bill@epa.gov]; Stavnes, Sandra [Stavnes.Sandra@epa.gov]; Wardell, Christopher [Wardell.Christopher@epa.gov]; Faulk, Libby [Faulk.Libby@epa.gov]
CC: Grantham, Nancy [Grantham.Nancy@epa.gov]
Subject: FW: Butte Visit---Fritz Daily
Attachments: Upper Clark Fork Advisory Council.docx; Corp of Engineers Thoughts Lawsuit.docx; Judge Hadden Letter (1).docx; Judge Hadden Post 2006 Record of Decision.docx; Berkeley Pit Statistics and Natural Resource Damage Information. 2018 docx.docx

FYSA - Passing along a note from Fritz to Kell Kelly.

Best regards,

Andrew

Andrew Mutter

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From: Fritz Daily [mailto:buttedaily@bresnan.net]

Sent: Thursday, April 12, 2018 2:47 PM

To: "kelley.albert@epa.gov"@domain.invalid

Cc: Mutter, Andrew <mutter.andrew@epa.gov>

Subject: Butte Visit---Fritz Daily

Kel,

Thanks for coming to Butte and listening to our concerns. I am responding to your request for me to contact you. My "gut reaction" to your visit was as I have told Doug Benvento and Andrew Mutter, I believe you care and are interested in helping us! I sincerely hope I am right. That absolutely has not been the response by the EPA officials and Montana Representative to this point.

I am a member of the Restore Our Creek Group and Silver bow Creek Headwaters Coalition that filed a successful lawsuit against the State of Montana over the name of Silver Bow Creek flowing through Butte and attempting to require the agencies to perform their legal and Constitutional duty on the cleanup and restoration of the Creek. Judge Brad Newman ruled that this section of the Creek is a watercourse and is protected as "waters of the State" under the Montana Constitution.

As I stated at the meeting, the entire economic, social and environmental future of Butte Montana is dependent on a responsible cleanup and restoration of the Berkeley Pit, Silver Bow Creek flowing through Butte, the Butte Hill and the Montana Pole Superfund site. I encourage you to become knowledgeable on all of these sites. FYI---I have been involved in Superfund issues in Butte for over 35 years. I am a former seven term member of the Montana Legislature and served during some very difficult economic and environmental issues in Butte. I served---

- When the Atlantic Richfield Company, now British Petroleum Company, closed the Anaconda Smelter in September 1980 that resulted in the loss of 3200 jobs in Butte and Anaconda. I consider up to that point the closing of the Smelter was the worst economic disaster in the history of the State of Montana.
- In July 1981 when ARCO/BP ceased all underground mining in Butte.
- On April 22, 1982 when Arco/BP shut down the underground mine pumping at the Kelley Mine that started the flooding of the Mines and the Berkley Pit .
- In July 1983 when ARCO/BP suspended operations at Berkeley Pit and ended the era of mining in Butte as we knew as the Anaconda Company.

I could go on and on in this email and to be quite frank I have probably written more letters and been involved in more print and video media publications than you can imagine. I have also responded to every request for comments the EPA has requested. I am attaching a few of my recent letters for your perusal. Feel free to share them with anyone and in particular Scott Pruitt. They are a good synopsis of the issues in Butte.

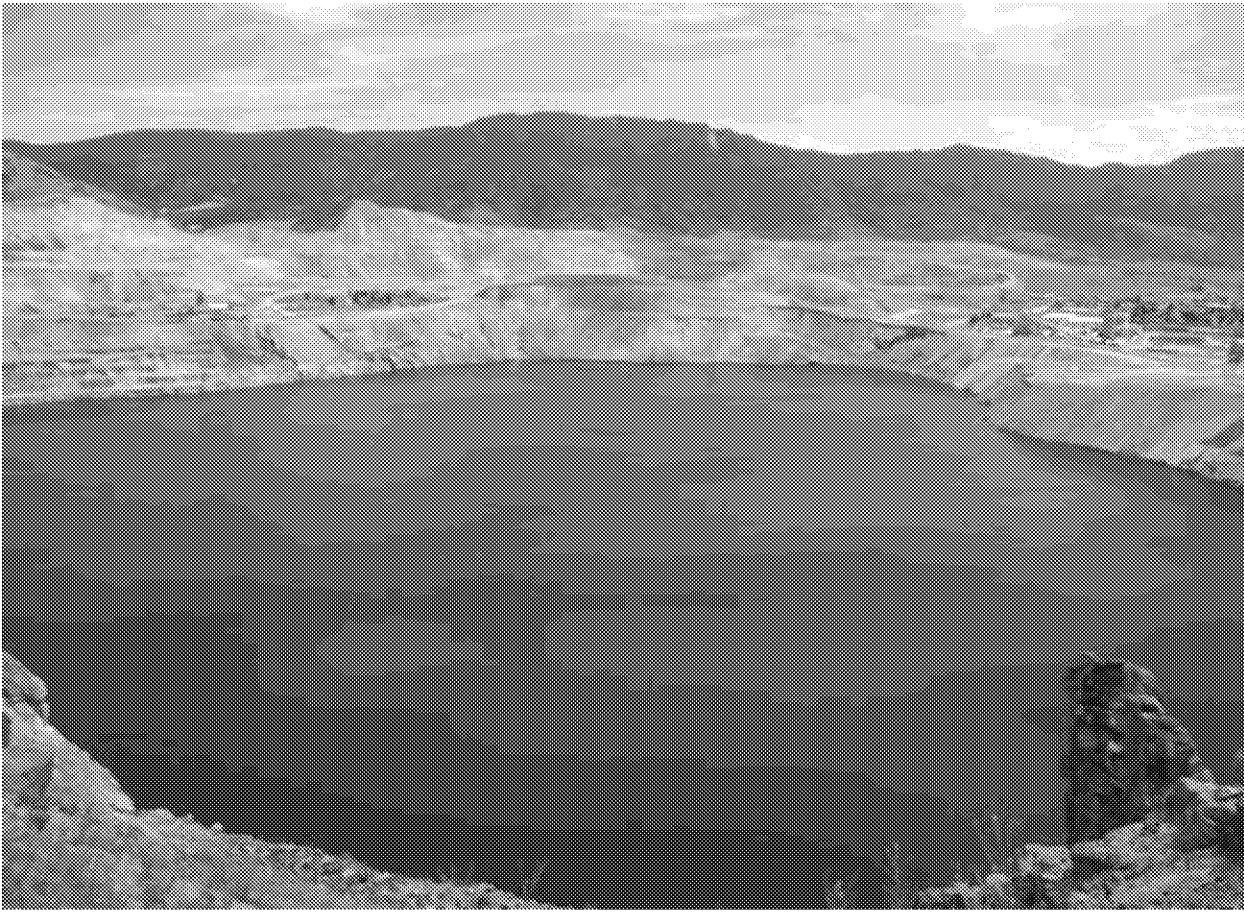
A couple of years ago Ellen Crain the CEO of the Butte Archives requested I tell my story, which I did. Here's the cover of that Historical Report.

Fritz Daily 406-494-8136



***Fritz Daily
1901 Roosevelt Ave.
Butte, MT 59701***

***The Berkeley Pit---an Ecological Time Bomb
Preface***



Ellen Crain the Executive Director of the Butte Silver Bow Archives has asked me to write a historical report concerning my involvement with Butte Montana Superfund issues. While I do not know the ultimate significance of my involvement, Ellen believes because of my active involvement that I am a “definite player” in the process and that I have not only a responsibility but also an obligation to document my historical involvement and to tell my story.

As I looked back on my involvement and talked with various Butte folks, one fact came to the surface that led me to understand that one of the major problems with folks becoming involved and contributing to influence the process was the lack of Superfund knowledge and the understanding of the process. As a result, I believe the best way for me to start this historical report was to give a brief summary of the Superfund process.